THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.982 of 2007

Dated: 18.01.2007

Between:

B. Gowramma.

..... PETITIONER

AND

The West Kodipalli Gram Panchayat, Anantha District, and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.982 of 2007

ORDER:

The petitioner is allegedly in possession of house site admeasuring 33' X 23'. She is statedly made an application to second respondent, namely, the Mandal Revenue Officer(MRO), seeking possession certificate, which was accordingly granted on 11.01.2001. Nonetheless MRO again issued a notice dated 30.12.2006 to the petitioner asking her to attend the office on 06.01.2007 for enquiry. Aggrieved by the said notice, instant writ petition is filed.

The learned counsel for the petitioner vehemently contends that when MRO himself issued possession certificate after first respondent passed resolution expressing no objection, it is improper to conduct enquiry again. The learned Assistant Government Pleader for Revenue (General), however, opposes the writ petition contending that as the petitioner occupied the site belonging to a primary school, enquiry is being conducted and the petitioner cannot have any grievance about the same.

A perusal of the impugned notice would show that the same is addressed to one B.Tippaswami, S/o Kunti Rudrappa, resident of Pobbarlapalli Village. Curiously the petitioner, B.Gowramma, W/o. Ravi, admits the notice and no explanation is coming forth for the discrepancy. Be that as it is by issuing impugned notice, MRO only intends to conduct enquiry and no harm at present is intended with regard to the right claimed by the petitioner in respect of the house site in survey No.310-1 admeasuring 33' X 23'. The petitioner, if aggrieved, may approach MRO and place necessary material in the enquiry.

The writ petition, with the above observations, is accordingly dismissed. No costs.

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(**V.V.S.RAO, J**)

18th January, 2007

ghn